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**From:** King, Carol [King.Carol@epa.gov]  
**Sent:** 6/3/2020 4:44:33 PM  
**To:** Kelley, Rosemarie [Kelley.Rosemarie@epa.gov]; Pollins, Mark [Pollins.Mark@epa.gov]; Koslow, Karin [Koslow.Karin@epa.gov]  
**CC:** Theis, Joseph [Theis.Joseph@epa.gov]; Wilson, Dane [Wilson.Dane@epa.gov]; Rausch, Heidi [Rausch.Heidi@epa.gov]; Baptista, Chrisna [Baptista.Chrisna@epa.gov]  
**Subject:** RE: Lower Umatilla Basin -- PROPOSED RESPONSE TO SUSAN & LARRY

Thanks Rosemarie. I'll connect with Mark to confirm who will email Susan and Larry so it gets to them today. I want to make sure all the documents needed are attached to the email.

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**From:** Kelley, Rosemarie <Kelley.Rosemarie@epa.gov>  
**Sent:** Wednesday, June 03, 2020 11:46 AM  
**To:** King, Carol <King.Carol@epa.gov>; Pollins, Mark <Pollins.Mark@epa.gov>; Koslow, Karin <Koslow.Karin@epa.gov>  
**Cc:** Theis, Joseph <Theis.Joseph@epa.gov>; Wilson, Dane <Wilson.Dane@epa.gov>; Rausch, Heidi <Rausch.Heidi@epa.gov>; Baptista, Chrisna <Baptista.Chrisna@epa.gov>  
**Subject:** RE: Lower Umatilla Basin -- PROPOSED RESPONSE TO SUSAN & LARRY

I revised the email but defer to you about who should send

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**From:** Kelley, Rosemarie  
**Sent:** Wednesday, June 03, 2020 11:38 AM  
**To:** King, Carol <King.Carol@epa.gov>; Pollins, Mark <Pollins.Mark@epa.gov>; Koslow, Karin <Koslow.Karin@epa.gov>  
**Cc:** Theis, Joseph <Theis.Joseph@epa.gov>; Wilson, Dane <Wilson.Dane@epa.gov>; Rausch, Heidi <Rausch.Heidi@epa.gov>; Baptista, Chrisna <Baptista.Chrisna@epa.gov>  
**Subject:** RE: Lower Umatilla Basin -- PROPOSED RESPONSE TO SUSAN & LARRY

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**From:** King, Carol <King.Carol@epa.gov>  
**Sent:** Wednesday, June 03, 2020 11:06 AM  
**To:** Pollins, Mark <Pollins.Mark@epa.gov>; Kelley, Rosemarie <Kelley.Rosemarie@epa.gov>; Koslow, Karin <Koslow.Karin@epa.gov>  
**Cc:** Theis, Joseph <Theis.Joseph@epa.gov>; Wilson, Dane <Wilson.Dane@epa.gov>; Rausch, Heidi <Rausch.Heidi@epa.gov>; Baptista, Chrisna <Baptista.Chrisna@epa.gov>  
**Subject:** RE: Lower Umatilla Basin -- PROPOSED RESPONSE TO SUSAN & LARRY

Thanks Mark. Just to clarify – I had only attached Larry's and Susan's 6/1 emails so you had them in one place. As for the specific attachments for tomorrow's (6/4) AA briefing I emailed those already to Susan and Larry on 5/29 (that email and its attachments are included here). It had the briefing paper Region 10 prepared for tomorrow's meeting and the draft letter to Oregon (which as you know Susan redlined on 6/1).

Apologies for multiple emails and attachments. If it's easier, then I am able to send the message to Susan and Larry today and double check that all the relevant PDFs, word docs are included. Susan and Larry had emailed me on 6/1 so it seems appropriate for me to write back, but obviously I defer to you all if you would prefer to send the email response today. I know Hannah is now asking for materials for tomorrow's briefing.

Thanks,  
Carol

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**From:** Pollins, Mark <Pollins.Mark@epa.gov>  
**Sent:** Wednesday, June 03, 2020 9:49 AM  
**To:** Kelley, Rosemarie <Kelley.Rosemarie@epa.gov>  
**Cc:** Koslow, Karin <Koslow.Karin@epa.gov>; King, Carol <King.Carol@epa.gov>; Theis, Joseph <Theis.Joseph@epa.gov>; Wilson, Dane <Wilson.Dane@epa.gov>; Rausch, Heidi <Rausch.Heidi@epa.gov>; Baptista, Chrisna <Baptista.Chrisna@epa.gov>  
**Subject:** FW: Lower Umatilla Basin -- PROPOSED RESPONSE TO SUSAN & LARRY  
**Importance:** High

Rosemarie, I've reviewed with Carol and the team and the email looks good.

Mark Pollins, Director  
Water Enforcement Division  
Office of Civil Enforcement  
Office of Enforcement and Compliance Assurance (OECA)  
U.S. Environmental Protection Agency  
Phone: (202) 564-4001  
Fax: (202) 564-0018

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**From:** King, Carol  
**Sent:** Wednesday, June 03, 2020 1:59 AM  
**To:** Pollins, Mark <Pollins.Mark@epa.gov>; Joseph Theis <Theis.Joseph@epa.gov>  
**Cc:** Rausch, Heidi <Rausch.Heidi@epa.gov>; Wilson, Dane <Wilson.Dane@epa.gov>; Baptista, Chrisna <Baptista.Chrisna@epa.gov>  
**Subject:** Lower Umatilla Basin -- PROPOSED RESPONSE TO SUSAN & LARRY  
**Importance:** High

Mark and Joe,

As a follow-up to our WED General with Rosemarie on 6/2, below is a proposed response to Susan's 6/1 email and Larry's 6/1 email (both attached for ease of reference). Once you've reviewed, will you please send it to Rosemarie and Karin to review and copy me? We need to send the response to Susan and Larry on 6/3 because the Ross/Bodine briefing is on 6/4. Region 10 will lead that informational briefing.

Thanks,  
Carol

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Susan and Larry,

Region 10 is still assessing information in the Lower Umatilla Basin matter and has not made any decisions yet about how to respond to the January 2020 SDWA section 1431 petition. As Region 10 said during the May 28 OCE Weekly, the roughly 1,500-page petition in the Lower Umatilla case is voluminous and has taken time to assess. When the Region moves to the next step of developing potential responses for management's review, our understanding is that all options will be on the table, including memorandums of understanding with the dairies and growers. WED has shared the Region 5 Armenia Growers Coalition MOU with Region 10 as an example of how EPA could respond to this petition.

While there are some similarities with the Armenia Growers situation, there are also significant differences. During tomorrow's informational briefing for Headquarters, Region 10 plans to explain further how several state agencies in Oregon have been working over the past three decades to address the regional groundwater contamination since it was first identified back in the early 1990s. As you know, the Armenia Growers

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We will provide you with more detailed updates as Region 10 gathers additional information and continues discussions with Oregon.

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